IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.6271 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders
	Mr.V.G.Mujumdar, for the Petitioner Mr. R.M. Patil AGP for respondents **CORAM : F.I. REBELLO & DR.D.Y.CHANDRACHUD,JJ.** **DATED : 22ND SEPTEMBER, 2005** **P.C.**

. The petitioner has passed Auxiliary Nurse Midwifery (ANM) Course by securing 74.25%. Rules have been framed for admission to the general Nursing Course. Rule 4 requires that the candidate should have secured minimum 35 percent of marks in the examination. The petitioner herein in so far as Higher Secondary is concerned has secured less than 45%, but in so far as ANM is concerned has obtained 74.25%. It is the contention of the petitioner that the qualification of 45% for the quota reserved for ANM is irrelevant and what would be relevant is the marks obtained in ANM examination. The admission to Engineering Colleges from those who have passed Diploma

Course in Engineering there is no such requirement. That by itself would show that the percentage is irrelevant. Learned Counsel for the petitioner states that he has made a representation dated 23rd August, 2005 to the Registrar, Maharashtra Nursing Council and that representation has not yet been decided.

2. Considering the representation made we do not propose to enter into the merits of the matter and leave it to the Maharashtra Nursing Council, respondent No.1 herein to take a decision according to law, at any rate within a period of four weeks from today.

. With the above observation petition stands disposed of.

(F.I. REBELLO, J.)

(DR. D.Y. CHANDRACHUD, J.)